

JUL 30 2009

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

FILED

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

COREY JAMES DANIELS,

RESPONDENT.

)
) FINDINGS OF FACT, CONCLUSIONS
) OF LAW, RECOMMENDED ORDER
) AND ORDER

)
) CAUSE NO. A-1832
)
)
)
)

This matter came on for hearing on the 15th day of July, 2009 before Martin W. Swanson, a hearing officer duly appointed by the Director of the Nebraska Department of Insurance. The Nebraska Department of Insurance ("Department") was represented by its attorney, Janette Adair and Matthew Holman, a Senior Certified Law Student. Corey James Daniels (Respondent) was not present and was not represented by an attorney. The proceedings were tape recorded by Tracy Gruhn, a licensed Notary Public. Evidence was received, testimony was adduced and the matter was taken under advisement. As a result of the hearing, the hearing officer makes the following Findings of Fact, Conclusions of Law, and Recommended Order.

FINDINGS OF FACT

1. Respondent is a licensed insurance producer whose registered address with the Department of Insurance is 4500 S. Monaco St., Apt. #1424, Denver, Colorado 80237.
2. The Department is the agency of the State of Nebraska charged with licensing insurance producers.
3. Respondent was sent notice of this hearing; however, neither the certified letter mailed to Respondent nor the domestic return receipt card attached to the letter has been returned to the Nebraska Department of Insurance. According to the U.S. Postal Service, notice of the certified

letter was left on June 22, 2009 but the letter had not been claimed. On July 14, 2009, an attempt to contact Respondent by phone was made to inform Respondent about the hearing; however, Respondent did not register with the Department an office or home phone number. E1.

4. Respondent is a licensed insurance producer appointed with two companies. E2.

5. On or about April 8, 2009, Scott Zager (Zager), an insurance investigator with the Nebraska Department of Insurance, sent a letter to Respondent at his registered business address requesting information regarding an investigation. Respondent did not respond to this inquiry. E3.

6. On or about May 4, 2009, Zager sent a second letter to Respondent via certified mail. Included in this letter was a copy of the April 8, 2009 letter. On May 29, 2009 the certified letter was returned to the Department of Insurance marked as "Return to Sender, Unclaimed, Unable to Forward." Respondent failed to respond to this inquiry. E3.

CONCLUSIONS OF LAW

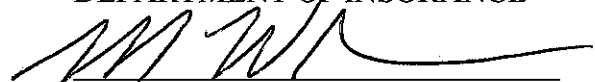
7. Respondent violated Neb. Rev. Stat. §§ 44-4059(1)(b), 44-4059(1)(g) and 44-1525(11).

RECOMMENDED ORDER

Based on the Findings of Fact and Conclusions of Law, it is recommended that Respondent's insurance producer license be revoked. The Nebraska Department of Insurance will continue to retain jurisdiction over this matter until Respondent has complied with all provisions of this order.

Dated this 27th day of July, 2009.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



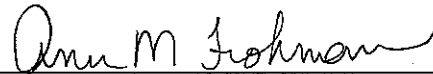
Martin W. Swanson
Hearing Officer

CERTIFICATE OF ADOPTION

I have reviewed the foregoing Findings of Fact, Conclusions of Law, and Recommended Order and hereby certify that the Recommended Order is adopted as the official and final Order of this Department in the matter of State of Nebraska, Department of Insurance vs. Corey James Daniels, Cause No. A-1832.

Dated this 30th day of July, 2009.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



Ann M. Frohman
Director of Insurance

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Findings of Fact, Conclusions of Law, Recommended Order, and Order was served upon the Respondent by mailing a copy to Respondent at 4500 S. Monaco St., Apt #1424, Denver, Colorado 80237 by certified mail, return receipt requested, on this 30th day of July, 2009.

